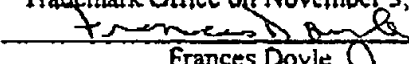


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Frances Doyle

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Attorney Docket No.: FUSA 19.421 (100807-00063)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: SATOSHI NAKAMURA, et al.
Serial No.: 10/072,058
Filed: February 8, 2002
Title: TRANSMISSION POWER CONTROL APPARATUS
Examiner: Tanmay S. Lele
Group Art Unit: 2684

November 3, 2004

MAIL STOP: PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Petition to Revive Unintentionally Abandoned Application Under 37 CFR § 1.137(b)

To the Commissioner for Patents:

A final Office Action dated January 29, 2004, was issued for the above-referenced patent application. A response to the final action was filed on June 29, 2004, however a Notice of Appeal was not attached and the application has become abandoned. Applicant has not yet received the Notice of Abandonment for this application. However, Applicant hereby respectfully petitions the Commissioner to revive this application.

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Applicant hereby submits that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 C.F.R. § 1.137(b) was unintentional.

As required by 37 C.F.R. § 1.137(b)(1), enclosed herewith is a Notice of Appeal in response to the Office Action dated January 29, 2004. Applicant Appeals the decision in the final action to the Board of Patent Appeals and Interferences.

The Commissioner is hereby authorized to charge the fee required by 37 C.F.R. § 1.137(b)(2) and as set forth in 37 C.F.R. § 1.17(m) to Deposit Account No. 50-1290. It is believed that no other fees are due with this petition. However, if any other fees are due with this paper or the enclosed amendment, the Commissioner is hereby authorized to charge such fee(s) to Deposit Account No. 50-1290.

Please direct any inquiries regarding this petition to the Applicant's undersigned attorney, who may be reached directly by telephone at (212) 940-8703.

Respectfully submitted,



Brian S. Myers
Reg. No. 46,947

CUSTOMER NUMBER 026304
Telephone: (212) 940-8703
Fax: (212) 940-8986/8987
Docket No.: FUSA 19.421 (100807-00063)
BSM:fd